

WEEKLY LIST OF CASES DISPOSED OF
WITHOUT OPINION

No. A-09-681: **State v. Barleen**. Motion of appellee for summary affirmance sustained; judgment affirmed. See, § 2-107(B)(2); *State v. Segura*, 265 Neb. 903, 660 N.W.2d 512 (2003); *State v. Beach*, 211 Neb. 660, 319 N.W.2d 754 (1982).

No. A-09-782: **Hillard v. Department of Corr. Servs.** Affirmed. See, § 2-107(A)(1); *Ahmann v. Nebraska Dept. of Corr. Servs.*, 278 Neb. 29, 767 N.W.2d 104 (2009).

No. A-09-860: **Young Constr. & Paving v. Lund-Ross Constructors**. Stipulation allowed; appeal dismissed.

No. A-09-861: **Webb v. Airlite Plastics**. Motion of appellant to dismiss appeal sustained; appeal dismissed.

No. A-09-885: **State v. Grathwohl**. Motion of appellee for summary affirmance sustained; judgment affirmed. See, §§ 2-107(B)(2) and 2-109(D)(1)(e); *In re Interest of Hope L. et al.*, 278 Neb. 869, 775 N.W.2d 384 (2009).

No. A-09-904: **State v. Obley**. Motion of appellee for summary dismissal sustained; appeal dismissed. See, § 2-107(B)(1); Neb. Rev. Stat. §§ 25-1329 and 25-1912(3) (Reissue 2008); *State v. Bellamy*, 264 Neb. 784, 652 N.W.2d 86 (2002).

No. A-09-919: **State v. Wulbern**. Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-920: **Smith v. Colerick**. Affirmed. See, § 2-107(A)(1); *Casey v. Levine*, 261 Neb. 1, 621 N.W.2d 482 (2001); *Frezell v. Iwersen*, 231 Neb. 365, 436 N.W.2d 194 (1989); *Hampton v. Shaw*, 14 Neb. App. 499, 710 N.W.2d 341 (2006).

No. A-09-932: **Baltimore v. Baltimore**. By order of the court, appeal dismissed for failure to file briefs.

No. A-09-943: **Ellsworth v. Wilson**. Affirmed. See, § 2-107(A)(1); *In re Estate of Potthoff*, 273 Neb. 828, 733 N.W.2d 860 (2007).

DECISIONS OF THE NEBRASKA COURT OF APPEALS

iv

CASES DISPOSED OF WITHOUT OPINION

No. A-09-945: **Widtfeldt v. Holt Cty. Bd. of Equal.** Motion of appellee for summary dismissal sustained; appeal dismissed as to Nebraska Tax Equalization and Review Commission and Attorney General. As to all remaining parties, final orders below are summarily affirmed.

No. A-09-960: **State v. Kennedy.** Motion of appellee for summary affirmance sustained; judgment affirmed. See, § 2-107(B)(2); *State v. Branch*, 277 Neb. 738, 764 N.W.2d 867 (2009); *State v. Reid*, 274 Neb. 780, 743 N.W.2d 370 (2008); *State v. Decker*, 261 Neb. 382, 622 N.W.2d 903 (2001); *State v. Harrison*, 255 Neb. 990, 588 N.W.2d 556 (1999).

Nos. A-09-961, A-09-962: **State v. Coleman.** Motion of appellee for summary affirmance sustained; judgment affirmed. See, § 2-107(B)(2); *State v. Molina*, 279 Neb. 405, ____ N.W.2d ____ (2010); *State v. McCroy*, 259 Neb. 709, 613 N.W.2d 1 (2000).

No. A-09-967: **State v. Burke.** Motion of appellee for summary affirmance sustained; judgment affirmed. See, § 2-107(B)(2); *State v. Branch*, 277 Neb. 738, 764 N.W.2d 867 (2009); *State v. Reid*, 274 Neb. 780, 743 N.W.2d 370 (2008); *State v. Decker*, 261 Neb. 382, 622 N.W.2d 903 (2001); *State v. Harrison*, 255 Neb. 990, 588 N.W.2d 556 (1999).

Nos. A-09-968 through A-09-971: **State v. Wolfe.** Motions of appellee for summary affirmance sustained; judgments affirmed. See *State v. Segura*, 265 Neb. 903, 660 N.W.2d 512 (2003).

No. A-09-1001: **State v. Cusatis.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

Nos. A-09-1008, A-09-1009: **State v. Sturgis.** Motions of appellee for summary affirmance sustained; judgments affirmed. See § 2-107(B)(2).

No. A-09-1038: **Myers v. Department of Corr. Servs.** By order of the court, appeal dismissed for failure to file briefs.

No. A-09-1082: **State v. Kinzenbaw.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1088: **Craft v. Neth.** By order of the court, appeal dismissed for failure to file briefs.

No. A-09-1092: **Floyd v. Douglas Cty. Correction Ctr.** By order of the court, appeal dismissed for failure to file briefs.

No. A-09-1100: **Miljkovic v. Drivers Mgmt.** Motion of appellee for summary affirmance sustained; judgment affirmed. See, § 2-107(B)(2); *Manchester v. Drivers Mgmt.*, 278 Neb. 776, 775 N.W.2d 179 (2009); *Zitterkopf v. Aulick Indus.*, 16 Neb. App. 829, 753 N.W.2d 370 (2008).

No. A-09-1108: **State v. Snyder.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1111: **State v. Mackey.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1112: **State v. Box.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1120: **State v. Pope.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1125: **State v. Williams.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1129: **State v. Scott.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1131: **State v. Marquart.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1132: **State v. Schlick.** Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1138: **State v. Koehler.** Motion of appellant to dismiss appeal sustained; appeal dismissed.

No. A-09-1139: **Schmer v. Neth.** Motion of appellant to dismiss appeal sustained; appeal dismissed.

No. A-09-1144: **State v. Vallecillo-Sanchez.** Motion of appellee for summary affirmance sustained; judgment affirmed.

No. A-09-1146: **Henson v. Department of Motor Vehicles.** Motion of appellant to dismiss appeal sustained; appeal dismissed.

DECISIONS OF THE NEBRASKA COURT OF APPEALS

vi

CASES DISPOSED OF WITHOUT OPINION

No. A-09-1147: **State v. Morse**. Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1163: **State v. Thomas**. Motion of appellee for summary affirmance sustained; judgment affirmed. See § 2-107(B)(2).

No. A-09-1190: **State v. Parnell**. By order of the court, appeal dismissed for failure to file briefs.

No. A-09-1221: **Shonka v. Keenan**. By order of the court, appeal dismissed for failure to file briefs.

No. A-09-1225: **Vacanti v. Michael Martin Homes**. Motion of appellant to dismiss appeal sustained; appeal dismissed.

No. A-09-1231: **State v. Wells**. Stipulation allowed; appeal dismissed.

No. A-09-1242: **State v. Yeager**. Motion of appellee for summary affirmance sustained; judgment affirmed. See, § 2-107(B)(2); *State v. Sims*, 277 Neb. 192, 761 N.W.2d 527 (2009).

No. A-09-1253: **State v. Floyd**. By order of the court, appeal dismissed for failure to file briefs.

No. A-09-1267: **Vollbrecht v. Vollbrecht**. Motion of appellant to dismiss appeal sustained; appeal dismissed at cost of appellant.

No. A-09-1273: **Renneke v. Health & Human Servs.** Summarily affirmed. See § 2-107(A)(1).

No. A-09-1309: **Estate of Teague v. Crossroads Cooperative Assn.** Appeal dismissed. See, § 2-107(A)(2); *Interstate Printing Co. v. Department of Revenue*, 236 Neb. 110, 459 N.W.2d 519 (1990).

No. A-09-1316: **American Central City v. Joint Antelope Valley Auth.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1315 (Reissue 2008).

No. A-10-027: **In re Name Change of Malousek**. Remanded with directions. See *In re Change of Name of Picollo*, 12 Neb. App. 174, 668 N.W.2d 712 (2003).

No. A-10-028: **Robbins v. Pfizer, Inc.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1912 (Reissue 2008).

No. A-10-029: **Gallagher v. Jorgerson**. Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1912 (Reissue 2008).

No. A-10-044: **Hubbard v. Neth.** Reversed and remanded for further proceedings.

No. A-10-048: **Wright v. Omaha Pub. Sch. Dist.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1315(1) (Reissue 2008); *Malolepszy v. State*, 270 Neb. 100, 699 N.W.2d 387 (2005).

No. A-10-054: **State v. Abram.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1902 (Reissue 2008); *State v. Engleman*, 5 Neb. App. 485, 560 N.W.2d 851 (1997).

No. A-10-055: **State v. Jones.** Appeal dismissed. See § 2-107(A)(2).

No. A-10-067: **Loyd v. Omaha Pub. Sch. Dist.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1315(1) (Reissue 2008); *Malolepszy v. State*, 270 Neb. 100, 699 N.W.2d 387 (2005).

No. A-10-069: **State v. Hodges.** Appeal dismissed. See § 2-107(A)(2).

No. A-10-095: **In re Interest of Ashley C. & Dillon A.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1912 (Reissue 2008).

Nos. A-10-097, A-10-098: **Vital Learning Corp. v. Point One.** Appeals dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1315(1) (Reissue 2008).

Nos. A-10-107, A-10-108: **State v. Johnson.** Motions of appellant to dismiss appeals sustained; appeals dismissed.

No. A-10-110: **Kohl v. Alegent Health Bergan Mercy Health Sys.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1912 (Reissue 2008).

No. A-10-125: **Blakely v. Lancaster County.** Appeal dismissed. See § 2-107(A)(2).

No. A-10-126: **Vanosdel on behalf of Vanosdel v. Vanosdel.** Motion of appellant to dismiss appeal sustained; appeal dismissed.

No. A-10-130: **State v. Dortch.** Stipulation allowed; appeal dismissed.

No. A-10-134: **Fritz v. Fritz.** Appeal dismissed. See, § 2-107(A)(2); Neb. Rev. Stat. § 25-1912 (Reissue 2008).

No. A-10-155: **Bedore v. Ranch Oil Co.** Appeal dismissed. See § 2-107(A)(2).

DECISIONS OF THE NEBRASKA COURT OF APPEALS
CASES DISPOSED OF WITHOUT OPINION

viii

No. A-10-156: **Harrison v. State**. Appeal dismissed. See, § 2-107(A)(2); *Platte Valley Nat. Bank v. Lasen*, 273 Neb. 602, 732 N.W.2d 347 (2007).

No. A-10-178: **State v. Tyler**. Appeal dismissed. See § 2-107(A)(2).

No. A-10-223: **Handke v. Handke**. Appeal dismissed as having been improvidently docketed.